**PATENT** 

Docket No.: 4364-4000

## **REMARKS**

This amendment is filed in response to the Final Office Action dated April 6, 2004.

Claims 1, 3, 11, 13, 15, 16, 17 and 19 have been amended. Claims 2, 4, 5, 12, 14 and 18 have been canceled. In view of the amendments to the claims, reconsideration and allowance of the pending claims are requested.

The Applicant appreciates the opportunity to have an interview with the examiner on April 27, 2004. Applicant agrees with the summary of the interview as set forth by the examiner in the Interview Summary dated April 27, 2004. In the amendments, Applicant has overcome the Rebernak and Wheeler references as discussed.

## **CONCLUSION**

The Commissioner is authorized to charge any additional fees required for consideration of this Amendment on the merits to Deposit Account No. 13-4500, Order No. 4364-4000.

In the event that an extension of time is required, or which may be required in addition to that requested in a petition for an extension of time, such extension is hereby petitioned and the Commissioner is further requested to grant that petition for such length extension of time needed to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to the above Deposit Account.

Respectfully submitted,

**MORGAN & FINNEGAN** 

Dated: May 18, 2004

Mark J. Abate

Reg. No. 32,527

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